

## CCRB INVESTIGATIVE RECOMMENDATION

|   |                                     |                           |  |   |                                 |
|---|-------------------------------------|---------------------------|--|---|---------------------------------|
| Investigator:<br>Harry Feigen                     | Team:<br>Squad #13                  | CCRB Case #:<br>201606523 | <input checked="" type="checkbox"/> Force              | <input checked="" type="checkbox"/> Discourt. | <input type="checkbox"/> U.S.   |
|   |                                     |                           | <input checked="" type="checkbox"/> Abuse              | <input type="checkbox"/> O.L.                 | <input type="checkbox"/> Injury |
| Incident Date(s)<br>Saturday, 07/23/2016 10:09 PM | Location of Incident:<br>[REDACTED] | Precinct:<br>46           | 18 Mo. SOL<br>1/23/2018                                | EO SOL<br>1/23/2018                           |                                 |
| Date/Time CV Reported<br>Sat, 07/23/2016 11:24 PM | CV Reported At:<br>IAB              | How CV Reported:<br>Phone | Date/Time Received at CCRB<br>Thu, 07/28/2016 11:54 AM |   |                                 |

| Complainant/Victim | Type       | Home Address |
|--------------------|------------|--------------|
| [REDACTED]         | [REDACTED] | [REDACTED]   |
| [REDACTED]         | [REDACTED] | [REDACTED]   |

| Witness(es) | Home Address |
|-------------|--------------|
| [REDACTED]  | [REDACTED]   |

| Subject Officer(s)     | Shield | TaxID  | Command |
|------------------------|--------|--------|---------|
| 1. POM Justin Ortiz    | 07862  | 959020 | 046 PCT |
| 2. POM Fabian Nembhard | 10675  | 955258 | 046 PCT |
| 3. POM Lamont Asencio  | 24128  | 950027 | 046 PCT |
| 4. POM Thomas Geberth  | 07948  | 957649 | 046 PCT |
| 5. An officer          |        |        | 046 PCT |

| Witness Officer(s) | Shield No | Tax No | Cmd Name |
|--------------------|-----------|--------|----------|
| 1. SGT Chikei Ian  | 3576      | 944664 | 046 PCT  |

| Officer(s)            | Allegation  | Investigator Recommendation |
|-----------------------|---|-----------------------------|
| A.POM Lamont Asencio  | Abuse: PO Lamont Asencio entered § 87(2)(b) in the Bronx.         | [REDACTED]                  |
| B.POM Thomas Geberth  | Abuse: PO Thomas Geberth entered § 87(2)(b) in the Bronx.         | [REDACTED]                  |
| C.POM Thomas Geberth  | Discourtesy: PO Thomas Geberth spoke discourteously to § 87(2)(b) | [REDACTED]                  |
| D.POM Thomas Geberth  | Discourtesy: PO Thomas Geberth spoke discourteously to § 87(2)(b) | [REDACTED]                  |
| E.POM Lamont Asencio  | Force: PO Lamont Asencio used physical force against § 87(2)(b)   | [REDACTED]                  |
| F.POM Thomas Geberth  | Force: PO Thomas Geberth used physical force against § 87(2)(b)   | [REDACTED]                  |
| G.POM Fabian Nembhard | Force: PO Fabian Nembhard used physical force against § 87(2)(b)  | [REDACTED]                  |
| H.POM Justin Ortiz    | Force: PO Justin Ortiz used physical force against § 87(2)(b)     | [REDACTED]                  |
| I.POM Lamont Asencio  | Force: PO Lamont Asencio struck § 87(2)(b) with a baton.          | [REDACTED]                  |
| J.POM Thomas Geberth  | Force: PO Thomas Geberth struck § 87(2)(b) with a baton.          | [REDACTED]                  |
| K.POM Lamont Asencio  | Force: PO Lamont Asencio used pepper spray against § 87(2)(b)     | [REDACTED]                  |

| Officer(s)    | Allegation   | Investigator Recommendation |
|---------------|--|-----------------------------|
| L. An officer | Discourtesy: An officer spoke discourteously to § 87(2)(b)<br>[REDACTED] | [REDACTED]                  |
| M. An officer | Discourtesy: An officer spoke discourteously to § 87(2)(b)<br>[REDACTED] | [REDACTED]                  |
| N. An officer | Force: An officer used physical force against § 87(2)(b)<br>[REDACTED]   | [REDACTED]                  |

### Case Summary

On July 23, 2016, Sgt. Chikei Ian of the 46<sup>th</sup> Precinct called IAB to report that § 87(2)(b) had been injured in NYPD custody, generating IAB log 16-26091. The case was received at the CCRB on July 28, 2016.

On July 23, 2016, at approximately 10:00 p.m., PO Lamont Asencio and PO Thomas Geberth of the 46<sup>th</sup> Precinct responded to § 87(2)(b)'s home, which is located at § 87(2)(b) in the Bronx, because his wife, § 87(2)(b) had called 911 and reported that § 87(2)(b) had assaulted her § 87(2)(b)-old son, § 87(2)(b). When the officers arrived at the apartment, § 87(2)(b) answered the door and told the officers that she had called in regards to § 87(2)(b) hitting her son. The officers entered the apartment (**Allegations A and B**), and PO Geberth went into the living room to interview § 87(2)(b) while PO Asencio spoke with § 87(2)(b) and § 87(2)(b) in the kitchen. PO Fabian Nembhard and PO Justin Ortiz of the 46<sup>th</sup> Precinct arrived at the apartment several minutes after the first officers to provide assistance. PO Geberth told § 87(2)(b) he was under arrest, and § 87(2)(b) asked § 87(2)(b) if she was pressing charges against him. § 87(2)(b) stated that she was not, and PO Geberth told her, "It's too fucking late" (**Allegation C**). A physical struggle ensued in which the officers tried to place § 87(2)(b) in handcuffs and he resisted by holding his hands in the air above his head and stumbling around the room. PO Geberth told him, "Put your hands fucking down" (**Allegation D**). The officers tackled § 87(2)(b) onto a couch, and he was punched and kicked multiple times (**Allegations E, F, G and H**). § 87(2)(b) kicked PO Ortiz in his leg, causing PO Ortiz to fall backwards onto the floor. PO Asencio and PO Geberth both struck § 87(2)(b) multiple times in his legs with batons (**Allegation I and J**). § 87(2)(b) fell onto the floor, and PO Asencio sprayed him with pepper spray (**Allegation K**). The officers were then able to place § 87(2)(b) in handcuffs, and removed him from the apartment. As § 87(2)(b) was in the hallway outside of the apartment, § 87(2)(b) started yelling that § 87(2)(b) was bleeding out of his mouth, and an officer stated, "I don't give a fuck if he's bleeding out of his mouth. He can bleed out of his head" (**Allegation L**). As the officers were bringing § 87(2)(b) down from his apartment in an elevator, an officer told him to "Shut the fuck up" and then struck him in the stomach twice (**Allegations M and N**). § 87(2)(b) was brought to the 46<sup>th</sup> Precinct stationhouse, and an ambulance was called for him at that location. § 87(2)(b) was transported to § 87(2)(b) Hospital, where his eyes were flushed and he was given Motrin for pain to his knee. § 87(2)(b) was charged with assault, resisting arrest, and acting in a manner to injure a child.

### Mediation, Civil, and Criminal Histories

- This case was not suitable for mediation, due to § 87(2)(b)'s arrest and injury.
- A notice of claim request was submitted to the NYC Comptroller's office on October 24, 2016. On October 26, 2016, it was returned with negative results (01 Board Review).

- § 87(2)(b) [REDACTED]
- § 87(2)(b) [REDACTED]

### Civilian and Officer CCRB Histories

- § 87(2)(b) [REDACTED]
- This is the first CCRB complaint for § 87(2)(b) [REDACTED]
- PO Asencio has been a member of service for five years. These are the first CCRB allegations on his record.
- PO Geberth has been a member of service for one year. These are the first CCRB allegations on his record.
- PO Nembhard has been a member of service for three years. These are the first CCRB allegations on his record.
- PO Ortiz has been a member of service for one year. These are the first CCRB allegations on his record.

### Findings and Recommendations

#### Explanation of Subject Officer Identification

§ 87(2)(b) [REDACTED] alleged in both her phone statement (05 Board Review) and in-person statement (06 Board Review) that PO Geberth was the officer who told her, “It’s too fucking late.” § 87(2)(b) [REDACTED] account also matched up with the officers in terms of which officer interviewed § 87(2)(b) [REDACTED] in the living room (PO Geberth) and which one interviewed her in the kitchen (PO Asencio). In § 87(2)(b) [REDACTED] s in-person statement (07 Board Review) he alleged that a Hispanic male officer was the subject of this allegation, but in his phone statement he alleged it was a white

male officer (08 Board Review). PO Asencio is a light-skinned Hispanic male (09 Board Review) and PO Geberth is a white male (10 Board Review). § 87(2)(b) also alleged that the white male (presumably PO Geberth) was the officer who pepper sprayed him, whereas the officers all stated PO Asencio was the officer who did this. Given § 87(2)(b)'s apparent confusion regarding which officer did what during this incident, the investigation credited § 87(2)(b) account that PO Geberth was the subject of **Allegation C**, and it is thus pleaded against him.

§ 87(2)(b) could not see which officer stated “I don’t give a fuck if he’s bleeding out of his mouth” to § 87(2)(b) while § 87(2)(b) was being taken out of their apartment. In § 87(2)(b) phone statement, she affirmed that an officer made this statement when asked directly about it, but she could not recall which officer said it. In § 87(2)(b) in-person statement, she stated she could not recall whether an officer made this statement to her. All of the officers interviewed denied making the statement, or hearing any other officer do so. Many additional officers had responded to the apartment at this point in the incident, increasing the number of possible subject officers as well. The investigation was therefore unable to identify the officer who is the subject of **Allegation L**, and it is pleaded against “an officer” from the 46<sup>th</sup> Precinct.

§ 87(2)(b) stated there were multiple officers in the elevator with him as he was being transported down from his apartment, and he could not see which officer punched him or told him to “Shut the fuck up,” as his vision was still impaired from being pepper sprayed. All of the officers interviewed denied punching § 87(2)(b) in the elevator, telling him to “Shut the fuck up,” or seeing any other officer do either of these things. The investigation was therefore unable to identify the officer or officers who were the subjects of **Allegation M and N**, and they are pleaded against “an officer” from the 46<sup>th</sup> Precinct.

### **Allegations Not Pleaded**

In § 87(2)(b) phone statement, she alleged that an officer called § 87(2)(b) a “nigger” during this incident, but she could not recall which officer said this, or at what point in the incident it was said. In § 87(2)(b) subsequent in-person statement, § 87(2)(b) did not make this allegation, and when asked about it in reference to her phone statement, § 87(2)(b) acknowledged that she remembered making the allegation previously, but she did not at the time of her in-person statement recall an officer calling § 87(2)(b) a “nigger.” § 87(2)(b) stated that due to the emotional nature of the incident, her ability to recall specific statements made by officers was very limited. § 87(2)(b) did not ever make this allegation in either of his statements, and § 87(2)(b) denied ever hearing an officer use this offensive language. All of the officers interviewed also denied that any officer ever used this word. Thus, no allegation is pleaded in regards.

§ 87(2)(b) alleged that after he was handcuffed and being brought out of his apartment, officers dropped him onto the floor, with him landing on his front. § 87(2)(b) could not say which officers were carrying him when he was dropped. § 87(2)(b) and § 87(2)(b) both denied

that § 87(2)(b) was dropped by officers at this portion of the incident. The officers all denied that § 87(2)(b) was dropped on his front as well, but PO Ortiz stated that as he was carrying § 87(2)(b) out of the apartment, § 87(2)(b) went limp and fell to the floor. Given the apparent lack of injuries from this drop in either § 87(2)(b)'s arrest photograph or his medical records, the denial of the allegation by every other civilian and officers interviewed, and PO Ortiz' explanation of how § 87(2)(b) fell, no allegation is pleaded in regards to this portion of the incident.

**Allegation A: Abuse of Authority – PO Lamont Asencio entered § 87(2)(b) in the Bronx.**

**Allegation B: Abuse of Authority – PO Thomas Geberth entered § 87(2)(b) in the Bronx.**

It is undisputed that PO Asencio and PO Geberth received a radio run in regards to this incident that stated there was a family assault at § 87(2)(b). The event report pertaining to this incident indicates that the officers were also told over the radio that a female caller was stating that her husband had assaulted her § 87(2)(b)-old son, and that the husband was still present at the apartment (11 Board Review). The circumstances of the officers' entry into the apartment is in dispute, however.

§ 87(2)(b) stated that when the officers arrived at the apartment, the front door to the apartment was open, and the officers, without saying anything prior, walked into the apartment and began speaking with § 87(2)(b). § 87(2)(b) stated that he did not know why the officers were at his apartment initially, and that he was unaware that § 87(2)(b) had called the police. He denied that he had struck § 87(2)(b) prior to this incident as the officers alleged, and stated that § 87(2)(b) was telling the officers when they first entered that she did not call them.

§ 87(2)(b) stated that she had called the police because she and § 87(2)(b) had been having a dispute, during which § 87(2)(b) pushed § 87(2)(b)'s head into a wall. § 87(2)(b) answered the door when the officers arrived, and she, § 87(2)(b) and § 87(2)(b) all started explaining what had happened while the officers were still in the doorway. § 87(2)(b) was crying at that time, and told the officers that § 87(2)(b) had slapped him. PO Asencio and PO Geberth then walked into the apartment and stated they were going to take statements from everyone separately. § 87(2)(b) did not tell the officers they could enter the apartment, however. In § 87(2)(b) 911 call, she can be heard telling § 87(2)(b) (who can be heard yelling in the background) that the police are coming, and that she is going to have them arrest him for striking her son (12 Board Review).

§ 87(2)(b) stated that § 87(2)(b) opened the door for the police, but he could not recall anything § 87(2)(b) said to the officers before they entered the apartment. § 87(2)(b) denied that he said anything prior the officers entering the apartment, and he denied that § 87(2)(b) ever

granted the officers permission to enter. § 87(2)(b) stated he only told officers he had been struck by § 87(2)(b) after they already placed § 87(2)(b) in handcuffs (13 Board Review).

PO Asencio stated that § 87(2)(b) opened the door for the officers, and that she was upset at that time, but he did not recall if she said anything to them before the officers entered the apartment. PO Asencio denied that the officers asked for permission to enter, and he did not recall whether § 87(2)(b) verbally gave the officers consent to enter the apartment (14 Board Review). PO Geberth stated that when § 87(2)(b) opened the door for the officers, she explained that she had called 911 because her husband had smacked her son in the face. § 87(2)(b) then granted the officers permission to enter the apartment, although PO Geberth could not recall what exactly § 87(2)(b) said or did to grant them entry (15 Board Review).

§ 87(2)(b), § 87(2)(g)

Although warrantless entries into a home are presumptively unreasonable, officers may enter a home to effect an arrest given exigent circumstances, hot pursuit, or consent. Consent to enter an apartment may be implicit based upon the behavior and nature of the interaction that an individual has with officers while at the front door of the residence, particularly if the individual's behavior indicates that he or she is requesting police assistance. People v. Webb, 42 Misc. 3d 1229 (A) (Sup. Ct., Kings Co. 2014) (16 Board Review).

§ 87(2)(b), § 87(2)(g)

**Allegation C: Discourtesy – PO Thomas Geberth spoke discourteously to § 87(2)(b)**

§ 87(2)(b) alleged that after the officers entered the apartment, he repeatedly asked them why they were in his apartment, and § 87(2)(b) also protested that she did not need their assistance. One of the officers then told § 87(2)(b) “It’s too fucking late.” In § 87(2)(b)’s phone

statement, he stated that the officer made this statement to § 87(2)(b) when she tried to tell them that § 87(2)(b) had not struck § 87(2)(b).

§ 87(2)(b) alleged in both of her statements that while the officers were speaking to § 87(2)(b) he asked § 87(2)(b) and § 87(2)(b) if they were pressing charges. Both responded that they were not, to which PO Geberth replied, “It’s too fucking late.”

§ 87(2)(b) did not independently make this allegation. When asked if any officers used profanity during the incident, § 87(2)(b) stated that they did, but he could not recall any specific statements made by officers involving profanity. When asked if an officer ever stated, “It’s too fucking late,” § 87(2)(b) affirmed that an officer stated this while they were struggling to place § 87(2)(b) in handcuffs on the couch, but he was not sure which officer said this.

PO Geberth denied making the alleged statement to § 87(2)(b) and he did not recall using any profanity during the incident. PO Asencio and PO Nembhard (17 Board Review) both denied the allegation, and that any officers used profanity during the incident. PO Ortiz did not recall if PO Geberth made this statement, nor did he recall the officer using profanity (18 Board Review).

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

**Allegation D: Discourtesy – PO Thomas Geberth spoke discourteously to § 87(2)(b)**

When asked in his in-person statement whether officers used any additional profanity to what he had already alleged, § 87(2)(b) stated that PO Geberth told him, “Put your hands fucking down” multiple times throughout the physical struggle between § 87(2)(b) and the officers as they attempted to place § 87(2)(b) in handcuffs. § 87(2)(b) did not allege this statement in his prior phone statement.

§ 87(2)(b) did not initially make this allegation in either of her statements. When asked whether officers used profanity (additional to what was already discussed in **Allegation C**), she stated that officers were cursing during the incident, but she could not recall any specific profanity the officers used. When asked if an officer ever told § 87(2)(b) “Put your hands fucking down,” § 87(2)(b) affirmed that an officer stated this during the physical struggle between § 87(2)(b) and the officers, specifically when § 87(2)(b) was standing against a wall with his hands raised above his head.



§ 87(2)(b) stated that officers were cursing while attempting to place § 87(2)(b) in handcuffs, but he could not recall any specific profanity that the officers used. When asked if an officer ever stated, “Put your hands fucking down,” § 87(2)(b) affirmed that an officer said this to § 87(2)(b) when he was sitting on the floor and raising his arms above his head while officers attempted to place him in handcuffs.

PO Geberth denied the allegation, and did not recall using any profanity during the incident. PO Asencio and PO Nembhard both denied that PO Geberth made the alleged statement, or that he used any profanity during the incident. PO Ortiz was unsure whether PO Geberth made this statement, or whether the officer used any profanity during the incident.

§ 87(2)(b), § 87(2)(g)  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED].

**Allegation E: Force – PO Lamont Asencio used physical force against § 87(2)(b)**

**Allegation F: Force – PO Thomas Geberth used physical force against § 87(2)(b)**

**Allegation G: Force – PO Fabian Nembhard used physical force against § 87(2)(b)**

**Allegation H: Force – PO Justin Ortiz used physical force against § 87(2)(b)**

It is undisputed that after the officers told § 87(2)(b) he was going to be placed under arrest, § 87(2)(b) stood up, raised his hands in the air above his head, and told the officers he was not going to be arrested. PO Asencio, PO Geberth, PO Nembhard, and PO Ortiz all tried to grab § 87(2)(b)'s arms to place him in handcuffs, and § 87(2)(b) continued to hold his arms in the air, and attempted to walk across the room as the officers tried to hold him. A struggle ensued in which the officers and § 87(2)(b) stumbled around the room, with § 87(2)(b) eventually falling onto a couch. On the couch, § 87(2)(b) continued to hold his hands to try to prevent the officers from placing him in handcuffs, and the officers continued to try to grab his hands and arms and gain control of them.

§ 87(2)(b) alleged in his phone statement that once he was on the couch, an officer punched him in the face approximately four to five times. In his in-person statement, § 87(2)(b) alleged that he was punched in his torso multiple times, and then an officer tried to punch him in the head, but § 87(2)(b) was able to block most of these punches to his head.

§ 87(2)(b) stated in her phone statement that officers were punching and kicking § 87(2)(b) during the struggle to place him in handcuffs, but she could not describe which officers were doing this. In § 87(2)(b) in-person statement, however, she could not recall any officers

punching or kicking § 87(2)(b) and stated that the officers were “tussling” with § 87(2)(b) as he tried to get away from them, but otherwise they did not use any other force at this point in the incident. § 87(2)(b) stated that one of the officers punched § 87(2)(b) in the face one time while § 87(2)(b) was still on his feet and trying to get away from the officers, and that this caused § 87(2)(b) to fall onto the couch.

PO Nembhard, PO Geberth, and PO Asencio all denied that they themselves punched § 87(2)(b) or that any other officer punched § 87(2)(b) during this incident. PO Ortiz did not recall punching § 87(2)(b) nor did he recall seeing any other officer punch § 87(2)(b) during this incident. In addition to holding his hands in the air above his head, the officers also stated that § 87(2)(b) was physically resisting by swinging his elbows, kicking his legs, and generally fighting with the officers. PO Asencio stated he strained his right thumb while struggling with § 87(2)(b). He was taken to the hospital after the incident, and missed four days due to his injury. PO Geberth stated that he had neck pain following this incident, and was looked at by EMS, but he did not miss any days of work as a result.

§ 87(2)(b)'s arrest photograph does not show any injuries to his face (19 Board Review). In his medical records from § 87(2)(b) Hospital, medical personnel noted § 87(2)(b)'s complaints of eye irritation from being pepper sprayed, as well as pain to his right knee, neck, and back. His injuries were noted as redness to his eyes, and a superficial abrasion on his left knee. § 87(2)(b) was given an eye flush for the irritation and ibuprofen for the pain to his knee. § 87(2)(b) was discharged from the hospital approximately three hours after his arrival, and his records note that he denied being in pain at the time of his discharge (20 Board Review). § 87(2)(b) also went to Stamford Hospital on July 31, 2016, where he complained of continued knee pain from being assaulted by police officers (21 Board Review).

According to Patrol Guide procedure 221-01, officers may use reasonable force to overcome physical resistance when arresting an individual (22 Board Review).

§ 87(2)(b), § 87(2)(g)  
§ 87(2)(b)  
§ 87(2)(b)  
§ 87(2)(b)  
§ 87(2)(b)  
§ 87(2)(b).

**Allegation I: Force – PO Lamont Asencio struck § 87(2)(b) with a baton.**

**Allegation J: Force – PO Thomas Geberth struck § 87(2)(b) with a baton.**

It is undisputed that PO Asencio and PO Geberth struck § 87(2)(b) in his legs with batons during this incident. It is also undisputed that § 87(2)(b) was on a couch in the living room

at that time, and resisting the officers by refusing to give them his hands, and flailing his arms and legs. The officers had been struggling unsuccessfully to apprehend § 87(2)(b) for several minutes already by trying to grab his arms and pull them behind his back. PO Geberth, PO Ortiz, and § 87(2)(b) all stated that § 87(2)(b) deliberately kicked PO Ortiz in his leg at this time as well, causing PO Ortiz to fall backwards. PO Ortiz stated that he sustained a bruise on his right thigh as a result of this kick, and was looked at by EMS, but the injury did not cause him to go line-of-duty. § 87(2)(b), § 87(2)(g)

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b), § 87(2)(g)

According to Patrol Guide procedure 221-01, officers may use reasonable force to overcome physical resistance when arresting an individual.

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b), § 87(2)(g)

**Allegation K: Force – PO Asencio used pepper spray against § 87(2)(b)**

It is undisputed that PO Asencio used pepper spray against § 87(2)(b). As discussed above, PO Asencio, PO Geberth, PO Nembhard, and PO Ortiz had all attempted to place § 87(2)(b) in handcuffs by grabbing his arms and forcing them behind his back, and § 87(2)(b) had resisted by raising his arms above his head and trying to move away from the officers. After § 87(2)(b) had fallen onto a couch and kicked PO Ortiz in his leg, PO Asencio and PO Geberth struck § 87(2)(b) multiple times each in his legs with batons to attempt to subdue him. § 87(2)(b) did not cease his struggling and attempts to get away from the officers after being struck with batons, however, and it is at this point in the incident that PO Asencio used pepper spray against § 87(2)(b). Immediately after § 87(2)(b) was pepper sprayed, he became compliant and allowed the officers to handcuff him and remove him from the apartment.

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b), § 87(2)(g)

**Allegation L: Discourtesy – An officer spoke discourteously to § 87(2)(b)**

**Allegation M: Discourtesy – An officer spoke discourteously to § 87(2)(b)**

**Allegation N: Force – An officer used physical force against § 87(2)(b)**

As discussed in the officer identification section, the investigation was unable to determine which officers were the subjects of these allegations. § 87(2)(g)

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Squad: 13

Investigator: \_\_\_\_\_  
Signature Print Date

Squad Leader: \_\_\_\_\_  
Title/Signature Print Date

Reviewer: \_\_\_\_\_  
Title/Signature Print Date